

Gary A. Davis, PE
16479 Rainbow Drive
Rogers, AR 72756
479.366.4268

January 26, 2014

Benton County
Planning and Environmental
905 NW 8th Street
Bentonville, AR 72712

RE: TowMate LLC
15704 East Hwy 12, Rogers, AR 72756

Dear Ashley,

This letter is in response to your letter dated January 21, 2014, regarding the referenced project and specifically adjoining property notifications. We take issue with the noted deficiencies. We had mailed out notifications in the spring during the Large Scale Development process. Two of the letters mailed out came back as undeliverable in the spring as bad addresses and we did not resend those with the most recent mailing. I passed this information on to Ms. Singh even as recently as this past month. Those two owners represented 5 of the parcels of the 7 noted in your letter. One of the owners listed is the Serenity Point POA of which there is no address given on the Benton County GIS or in the list that the County provided. The only other owner is listed as Dallas Perry. Mr. Perry is across Hwy 12 and we would debate whether he even abuts the subject property. It is down near the southeast corner across the highway from the southeast corner access point. So, we take exception to these deficiencies and the inability of Ms. Singh to represent our conversation. I think a phone call from Ms. Singh could have clarified this issue and brought some understanding to the situation. We were not directed to mail notices to owners with known undeliverable addresses.

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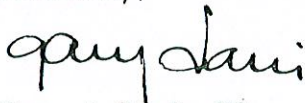
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Regarding item 2) incorrect date on notification form, we have no comment as we have had numerous appearances before the Planning Board and are extremely frustrated with the process. I don't have a copy of the notice in front of me and agree that it is possible the address could have been to an earlier meeting. There has been virtually no communication from the Planning Department staff regarding very minor issues which could have been addressed prior to any of the Board meetings. We had a couple of coordination meetings with staff at the beginning of these processes but after that we seem to get blind-sided at the Planning Board meetings with ridiculously petty, minor issues which we would have been happy to address with staff prior to the Planning Board meeting. We take issue with the planning staff's inability to communicate in an open, cooperative and timely manner. When we don't hear we assume they have all that is required.

We appreciate all that you guys are trying to do and are willing to work with you but don't believe this adversarial position we sense from the County is professional or conducive to progressive planning and development.

Per a separate letter we are not pursuing the relocation of the drainage channel on the subject property. The Owner has made good faith attempts to help improve conveyance of stormwater in the vicinity at his own expense. He is also frustrated with the process of a perceived lack of cooperation. The TowMate project is a good contribution to the local economy and an improvement to the development of the Highway 12 corridor.

Sincerely,



Gary A. Davis, PE

Cc: Mr. Bryan Anderson, TowMate LLC

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